



# City of Appleton

100 North Appleton Street  
Appleton, WI 54911-4799  
www.appleton.org

## Meeting Agenda - Final-revised Common Council

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Wednesday, November 3, 2021

7:00 PM

Council Chambers

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- A. CALL TO ORDER
- B. INVOCATION
- C. PLEDGE OF ALLEGIANCE TO THE FLAG
- D. ROLL CALL OF ALDERPERSONS
- E. ROLL CALL OF OFFICERS AND DEPARTMENT HEADS
- F. APPROVAL OF PREVIOUS COUNCIL MEETING MINUTES

[21-1534](#) Common Council Meeting Minutes of October 20, 2021

**Attachments:** [CC Minutes 10-20-21.pdf](#)

- G. BUSINESS PRESENTED BY THE MAYOR

[21-1548](#)

Proclamations:

- Appleton High Schools DECA Week
- Native American Heritage Month
- Runaway & Homeless Youth Prevention
- Small Business Saturday

**Attachments:** [Appleton High Schools DECA Week Proclamation.pdf](#)

[Native American Heritage Month Proclamation.pdf](#)

[Runaway Homeless Youth Prevention Month Proclamation.pdf](#)

[Small Business Saturday Proclamation.pdf](#)

[21-1550](#)

COVID-19 Report

**Attachments:** [COVID-19 Common Council Update 11032021.pdf](#)

- H. PUBLIC PARTICIPATION

## I. PUBLIC HEARINGS

## J. SPECIAL RESOLUTIONS

[21-1549](#) Resolution related to Wards in the City of Appleton, as a result of Redistricting

**Attachments:** [Census Block Resolution 2021 Redistricting.pdf](#)

## K. ESTABLISH ORDER OF THE DAY

## L. COMMITTEE REPORTS

## 1. MINUTES OF THE MUNICIPAL SERVICES COMMITTEE

[19-1886](#) Request to rescind approval for "The Collective" sculpture within the E. College Avenue and N. Catherine Street right-of-way.

**Attachments:** [The Collective log of public dialogue-.pdf](#)

**Legislative History**

12/9/19	Municipal Services Committee	held
	<i>Item 19-1886 held until January 13, 2020.</i>	
1/13/20	Municipal Services Committee	recommended for approval
	<i>Amend item 19-1886. City to work on alternate location in first quarter of 2020.</i>	
1/22/20	Common Council	referred to the Municipal Services Committee
1/27/20	Municipal Services Committee	held
	<i>Item 19-1886 be held until February 19, 2020 meeting.</i>	
2/19/20	Municipal Services Committee	held
	<i>Item 19-1886 be held until March 9th meeting.</i>	
3/9/20	Municipal Services Committee	recommended for approval
3/18/20	Common Council	held
4/1/20	Common Council	approved
10/25/21	Municipal Services Committee	recommended for approval
	<i>Action extends lease to April 30, 2022 and this is a final amendment/extension.</i>	

[21-0868](#) Request from Blue Sky Contractors for a street occupancy permit for four parking stalls (CAW 310, 312, 314 & 316) for the commercial development project at 318 W. College Avenue be approved from June 14, 2021 through October 29, 2021 (except for September 24th and 25th).

**Legislative History**

6/21/21	Municipal Services Committee	recommended for approval
7/7/21	Common Council	approved
10/25/21	Municipal Services Committee	recommended for approval

[21-1466](#) Request from Professional Services Industries, Inc. for a permanent street occupancy permit to install three monitoring wells in the alley adjacent to 306 W. Washington Street.

**Attachments:** [Professional Services Industries.pdf](#)

**Legislative History**

10/25/21	Municipal Services Committee	recommended for approval
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## 2. MINUTES OF THE SAFETY AND LICENSING COMMITTEE

[21-1419](#) Reserve "Class B" Liquor and Class "B" Beer License Permanent Premise Amendment application for Fox River Boat Holdings Co. d/b/a River Tyme Bistro, Candice Mortara, Agent, located at 425 W Water St Unit 100.

**Attachments:** [River Tyme Bistro S&L.pdf](#)  
[Denial Recommendation -River Tyme Bistro.pdf](#)

**Legislative History**

10/13/21	Safety and Licensing Committee	held
10/27/21	Safety and Licensing Committee	recommended for approval

*The Premise amendment was recommended for approval contingent upon approval and recommendations from the Community & Economic Development Department, Fire Department, and Inspections Department.*

[21-1345](#) Class "A" Beer and "Class A" Liquor License application for Tee Tees Nachos LLC, Timasha Thornton, Agent, located at 550 N Morrison St #C, contingent upon approval from all departments.

**Attachments:** [Tee Tees Nachos LLC Class A Combo.pdf](#)

**Legislative History**

10/13/21	Safety and Licensing Committee	recommended for approval
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10/20/21	Common Council	referred to the Safety and Licensing Committee
10/27/21	Safety and Licensing Committee	recommended for denial

[21-1471](#)

Class "A" Beer License application for True North Energy LLC d/b/a True North #822, Daniel J Pamperin, Agent, located at 3411 N Ballard Rd, contingent upon approval from all departments.

**Attachments:** [True North #822.pdf](#)

**Legislative History**

10/27/21	Safety and Licensing Committee	recommended for approval
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**3. MINUTES OF THE CITY PLAN COMMISSION**[21-1348](#)

Request to approve the Ziegler Mackville Road & EE Annexation consisting of approximately 1.4407 acres located at N2883 County Road EE, the southwest corner of North Ballard Road and East Mackville Road, currently in the Town of Center, as shown on the attached maps, subject to the stipulation in the attached staff report

**Attachments:** [StaffReport\\_ZieglerMackvilleRd\\_EE\\_Annexation\\_For10-13-21.pdf](#)

**Legislative History**

10/13/21	City Plan Commission	recommended for approval <i>Proceeds to Council on November 3, 2021.</i>
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[21-1349](#)

Request to approve the Lightning Drive/C.T.H. JJ (Right-of-Way) Annexation consisting of approximately 12.6622 acres generally located east of North Ballard Road and north of East Edgewood Drive, currently in the Town of Grand Chute, as shown on the attached maps, subject to the stipulation in the attached staff report

**Attachments:** [StaffReport\\_LightningDr\\_JJ\\_Annexation\\_For10-13-21.pdf](#)  
[DOA 14443\\_LightningDrJJAnnex\\_ReviewLetter.pdf](#)

**Legislative History**

10/13/21	City Plan Commission	recommended for approval <i>Proceeds to Council on November 3, 2021.</i>
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[21-1451](#)

Request to approve the Spartan Drive (Right-of-Way) Annexation consisting of approximately 3.9468 acres generally located west of North Meade Street, connecting existing East Spartan Drive right-of-way to the west and east, currently in the Town of Grand Chute, as shown on the attached maps, subject to the stipulation in the attached staff report

**Attachments:** [StaffReport\\_SpartanDr\\_Annexation\\_For10-27-21.pdf](#)  
[WI DOA\\_SpartanDrROWAnnex\\_ReviewLetter.pdf](#)

**Legislative History**

10/27/21	City Plan Commission	recommended for approval
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#### 4. MINUTES OF THE PARKS AND RECREATION COMMITTEE

[21-1457](#) Action Item: Award Mead Pool Condition Analysis Project to GRAEF for a contract amount of \$44,975.00

**Attachments:** [Mead Pool Condition Anlysis Memo.doc](#)

**Legislative History**

10/25/21	Parks and Recreation Committee	recommended for approval
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#### 5. MINUTES OF THE FINANCE COMMITTEE

[21-1410](#) Request to approve the use of 2021 American Rescue Plan Act (ARPA) funds and approve the related 2021 Budget amendment:

**ARPA Special Revenue Fund**

Salaries	+\$ 900,000
Fringe Benefits	+\$ 270,000
Miscellaneous Supplies	+\$ 50,000
Medical/Lab Supplies	+\$ 300,000
Miscellaneous Equipment	+\$ 50,000
Consulting Services	+\$ 150,000
Contractor Fee	+\$1,000,000
Other Contracts & Obligations	+\$ 421,841
Grant Payments	+\$ 250,000
Capital Outlay	+\$2,000,000
Transfer Out - Parking Utility	+\$1,500,000
Federal Grants	+\$6,891,841

to record 2021 ARPA funds received and related expenditures (2/3 vote of Council required)

**Attachments:** [Finance Committee - ARPA Memo.pdf](#)

**Legislative History**

10/11/21	Finance Committee	recommended for approval
10/20/21	Common Council	referred to the Finance Committee
10/25/21	Finance Committee	recommended for approval

[21-1459](#) Request to award Unit O-21 Stormwater Pond Sediment Removal and Disposal to Veit & Company, Inc in the amount of \$87,000 with a 5.8% contingency of \$5,000 for a project total not to exceed \$92,000

**Attachments:** [Award of Contract - Unit O-21.pdf](#)

**Legislative History**

10/25/21	Finance Committee	recommended for approval
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[21-1460](#) Request to approve the following 2021 Budget amendment:

**Facilities Management Capital Projects Fund**

Ellen Kort Park Phase I Project	+\$750,645
Nelson River Crossing Project	- \$750,645

to reallocate excess budget funds from the Nelson River Crossing project to the Ellen Kort Park Phase I project (2/3 vote of Council required)

**Attachments:** [2021 Ellen Kort Park - Phase I .pdf](#)

**Legislative History**

10/25/21 Finance Committee recommended for approval

[21-1461](#) Request to approve the following 2021 Budget amendment:

**Facilities Management Capital Projects Fund**

MSB Office Renovation Project	+\$ 40,000
Roof Replacement Project	- \$ 40,000

to reallocate excess budget funds from the roof replacement project to the MSB office renovation project (2/3 vote of Council required)

**Attachments:** [2021 Municipal Services Budget transfer.pdf](#)

**Legislative History**

10/25/21 Finance Committee recommended for approval

**6. MINUTES OF THE COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE**

[21-1383](#) Request to approve the Development Agreement with MF Housing Partners, LLC for improvements and redevelopment of 6 parcels located on N. Oneida Street, E. Harris Street, and N. Appleton Street (Parcel Nos. 31-2-0441-00, 31-2-0443-00, 31-2-0437-00, 31-2-0536-00, 31-2-0534-00, and 31-2-0529-00) in Tax Increment Financing District No. 11

**Attachments:** [Rise Apts DA Memo to CEDC 10-27-21.pdf](#)

[0718-Rise Apts-MFHousingPartners-DevelopmentAgrmnt-DRAFT10-18-21.pdf](#)

**Legislative History**

10/27/21 Community & Economic Development Committee recommended for approval

**7. MINUTES OF THE UTILITIES COMMITTEE**

**8. MINUTES OF THE HUMAN RESOURCES & INFORMATION TECHNOLOGY COMMITTEE**

**9. MINUTES OF THE FOX CITIES TRANSIT COMMISSION****10. MINUTES OF THE BOARD OF HEALTH****M. CONSOLIDATED ACTION ITEMS****N. ITEMS HELD****O. ORDINANCES****[21-1545](#)**

Ordinances #71-21 (Redistricting - Aldermanic Districts); #72-21 (Ziegler Mackville Road & EE Annexation); #73-21 (Lightning Drive & CTH JJ Annexation); #74-21 (Spartan Drive Annexation); and #75-21 (Amendment to Ordinance #70-21, Relating to Boundaries and Wards)

**Attachments:** [Ordinances going to Council 11-3-21.pdf](#)

**P. LICENSE APPLICATIONS AND COMMUNICATIONS REFERRED TO COMMITTEES OF JURISDICTION****Q. RESOLUTIONS SUBMITTED BY ALDERPERSONS REFERRED TO COMMITTEES OF JURISDICTION****R. OTHER COUNCIL BUSINESS****S. ADJOURN**

Kami Lynch, City Clerk

*Reasonable accommodations for persons with disabilities will be made upon request and if feasible.*

*Remote meeting attendance may be permitted pursuant to Section 2-29 of the Appleton Municipal Code and Rules of Council.*